IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL URISDICTION.

COMPANY PETITION No. 680 of 2006.
CONNECTED WITH
COMPANY APPLICATION No.931/2006.

Subodh Construction Pvt. Ltd. Petitioner.

WITH

COMPANY PETITION No.681/2006
CONNECTED WITH
COMPANY APPLICATION No.932/2006.

Runwal Investment Pvt.Ltd.
Petitioner.

WITH
COMPANY PETITION No.682/2006
CONNECTED WITH
COMPANY APPLICATION No.933/2006.

Runwal Developers Private
Ltd. Petitioner.

Mr B. B. Parekh for the Petitioner.

Mr. C.J. Joy i/b Pankaj Kapoor for R.D.

Ms. K. V. Gautam, Dy. O.L. present
(Except in C.P. No. 682/2006)

CORAM: V.C.DAGA,J.

DATED: 09.02.2007.

P.C.:-

1. Petitioner has filed this petition seeking this Court's sanction to the scheme of amalgamation of "Subodh Constructions Private Limited, (hereinafter referred to as the "Petitioner /1st

Transferor Company" and "Runwal Investment Private Limited" (hereinafter called the "2nd Transferor Company" with "Runwal Developers Private Limited" (hereinafter called the "Transferee Company").

2. The Regional Director, Western Region, Ministry of Company Affairs,has filed affidavit dated 2nd February, 2007 and has contended that he has no objection for accepting the scheme.

3. The Official Liquidator has given no objection for acceptance of the Scheme. The O.L. has stated in her report that on perusal of Chartered Accountant's report it is revealed that the affairs of the transferor companies have not been conducted in a manner prejudicial to the interest of creditors, shareholders and public.

4. Pursuant to the advertisement of the petition in "Free Press Journal" and "Navshakti". nobody has comeforward to take objection to the Scheme of Amalgamation.

5. After perusing the affidavit of Regional Director and the report of O.L., I am satisfied that the Scheme is not prejudicial to the interest of creditors, shareholders and public at large and a case is made out for sanctioning the Scheme.

6. In the result, Company Petition No. 680/2006 and 681/2006 are made absolute in terms of prayer clauses (a) to (i) of the respective petitions and Company Petition No. 682/2006 is made absolute in terms of prayer clauses (a) to (h), subject to payment of costs to Regional Director and Official Liquidator, quantified at Rs. 2,500/- each.

7. All concerned including Registrar of Companies to act on an ordinary copy of this order and Scheme annexed to the petition, duly authenticated by the Company Registrar. Filing of drawn up order is dispensed with.

(**V.C. DAGA,J.**)